

**BAIS
RUCHEL
D'SATMAR**

בנשיאות כ"ק מרן אדמו"ר שליט"א



**ישיבה תורה ויראה
ובית רחל דרבינו יואל
מסאטמאר**

נתייסדה ע"י כ"ק מרן אדמו"ר הקוה"ט זי"ע

To: Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

**Subject: Appeal of USAC Funding Decision - Docket 02-6
Request for Review**

From: Bais Ruchel D'Satmar
BEN # 16035574
info@centraluta.com
718-797-7888

We would like to appeal the decision by USAC to deny funding for FRNs 2782378, 2782417, 2782355 and 2782364 of form 471 # 1024881, FRNs 2782545, 2782598, 2782605 and 2782566 of form 471 # 1024961, FRNs 2782678 and 2782664 of form 471 # 1024987, FRNs 2782516 and 2782506 of form 471 # 1024944, FRN 2843042 of form 471 # 1042832 and FRN 2782141 of form 471 # 1024824.

On the FCDL dated December 5/25/2017 it states: *This FRN is denied because the funding request appears to be duplicative of a current year's FRN. Program rules prohibit USAC from funding the same products and services, to the same location in the same funding year. The applicant failed to respond to the Administrator's Information Request to address the issue. As such, the FRN is denied.*

We are appealing this decision because we responded to all reviews that we got from USAC including a review we received from Fabio Nieto about the potential of duplicative funding requests. In our response we clearly showed there are no duplicates in our request as no location is receiving products and services twice. FRNs 2782141 and 2843042 that are both cellular service but are not duplicates, as all phones was used by different users.

Following is copy of the spreadsheet we sent that pertains to the above FRNs:

Form 471	FRN	SPIN	SERVICE_PROVIDER	Functionality	BEN(s)/Location(s)
1024944	2782516	143037482	AAA Technology Solutions, Inc.	PTP	16044499, 16044493, 16063447 - 16035574
1024944	2782506	143037482	AAA Technology Solutions, Inc.	PRI	16063447, 16066699, 16059581
1024987	2782678	143033763	Jay Telecom Inc.	PRI	16063449
1024987	2782664	143033763	Jay Telecom Inc.	Fiber Internet	16063449
1024881	2782378	143033763	Jay Telecom Inc.	2 PRI	16044496
1024881	2782417	143033763	Jay Telecom Inc.	PTP	16044496 - 16035574
1024881	2782355	143033763	Jay Telecom Inc.	Ethernet 20/20 - Internet Access	16059581
1024881	2782364	143033763	Jay Telecom Inc.	Fiber Internet	16044496
1024961	2782598	143031065	Jet Wave Corp.	PRI	16044493
1024961	2782605	143031065	Jet Wave Corp.	DSL - Internet Access – Back Up	16044499, 16044493, 16035574
1024961	2782545	143031065	Jet Wave Corp.	T1 - Internet Access	16035574
1024961	2782566	143031065	Jet Wave Corp.	4 PRI and Local and L.D. Lines	16035574, 16044499
1024824	2782141	143000677	Verizon Wireless (Cellco Partnership)	These are used for voice and data, we only applied for the voice part	
1042832	2843042	143036790	THE HOMEWORK HOTLINE INC	These are used for voice (With Unlimited service)	

We originally appealed directly to USAC however USAC denied our appeal. On the “Administrator's Decision on Appeal” letter dated December 7, 2017 it states “Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding requests. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding requests were denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.”

We are appealing this decision to the FCC, because on the original FCDL it stated “This FRN is denied because the funding request appears to be duplicative of a current year's FRN. Program

rules prohibit USAC from funding the same products and services, to the same location in the same funding year. The applicant failed to respond to the Administrator's Information Request to address the issue", this issue we clearly addressed in our appeal letter to USAC. As we copied the spreadsheet (that pertains to the FRNs of funding year 2015) that we had sent during the reviews of our applications, that spreadsheet clearly showed that our requests were not duplicates. After we sent our appeal to USAC, we did not receive any further requests from USAC. As far as the reason that USAC provided on the Administrator's Decision on Appeal" letter, that we failed to respond to a Program Integrity Assurance review, we believe that we responded to all USAC's inquiries and we addressed the issue USAC brought up during the review of the potential of duplicate services requested.

We are therefore hopeful that the FCC can overturn the USAC denial and provide us with the opportunity to respond to any issues USAC may have on our original applications.

Thank you

**Berish Ekstein
Office Manager**



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1024961
Funding Request Number(s): 2782545, 2782566, 2782598, 2782605
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2782545, 2782566, 2782598, 2782605
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding requests. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding requests were denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
- USAC Schools and Libraries Division oversees the administration of the E-rate Program and has the authority to make decisions concerning the administration of

the application process, including activities to ensure compliance with Federal Communications Commission rules and regulations. *See* 47 C.F.R. sec. 54.705(a)(1)(iii). To conduct these reviews, USAC has put in place administrative measures to ensure the prompt resolution of applications. If applicants do not respond within the designated time period, USAC reviews the application based on the information available. *See* Request for Review of the Decision of the Universal Service Administrator by Marshall County School District, Moundsville, West Virginia, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., File Nos. SLD-220105, et al., CC Docket Nos. 96-45 and 97-21, 18 FCC Rcd 4520, 4522, Order, DA 03-764 para. 6 (rel. Mar. 13, 2003). Typically, applicants are required to respond to USAC's requests for additional information necessary to complete their application within 15 days of being contacted. *See* Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, Louisiana, et al., Schools and Libraries Universal Service Mechanism, File Nos. SLD-487170, et al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316-5317, FCC 06-54 para. 23 (rel. May 19, 2006) (Bishop Perry Order). *See* also Application Review posted in the SLD section of the USAC website. For those instances where USAC contacts the applicant in reference to a Selective Review Information Request, the applicant may be provided 30 days to comply with the request. This procedure is necessary to prevent undue delays during the application review process.

If you wish to appeal this decision, you may file an appeal pursuant to 47 C.F.R. Part 54, Subpart I. Detailed instructions for filing appeals are available at:
<http://www.usac.org/sl/about/program-integrity/appeals.aspx>.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1024824
Funding Request Number(s): 2782141
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2782141
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding request. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding request was denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
- USAC Schools and Libraries Division oversees the administration of the E-rate Program and has the authority to make decisions concerning the administration of

the application process, including activities to ensure compliance with Federal Communications Commission rules and regulations. *See* 47 C.F.R. sec. 54.705(a)(1)(iii). To conduct these reviews, USAC has put in place administrative measures to ensure the prompt resolution of applications. If applicants do not respond within the designated time period, USAC reviews the application based on the information available. *See* Request for Review of the Decision of the Universal Service Administrator by Marshall County School District, Moundsville, West Virginia, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., File Nos. SLD-220105, et al., CC Docket Nos. 96-45 and 97-21, 18 FCC Rcd 4520, 4522, Order, DA 03-764 para. 6 (rel. Mar. 13, 2003). Typically, applicants are required to respond to USAC's requests for additional information necessary to complete their application within 15 days of being contacted. *See* Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, Louisiana, et al., Schools and Libraries Universal Service Mechanism, File Nos. SLD-487170, et al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316-5317, FCC 06-54 para. 23 (rel. May 19, 2006) (Bishop Perry Order). *See* also Application Review posted in the SLD section of the USAC website. For those instances where USAC contacts the applicant in reference to a Selective Review Information Request, the applicant may be provided 30 days to comply with the request. This procedure is necessary to prevent undue delays during the application review process.

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Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1042832
Funding Request Number(s): 2843042
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2843042
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding request. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding request was denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
- USAC Schools and Libraries Division oversees the administration of the E-rate Program and has the authority to make decisions concerning the administration of

the application process, including activities to ensure compliance with Federal Communications Commission rules and regulations. *See* 47 C.F.R. sec. 54.705(a)(1)(iii). To conduct these reviews, USAC has put in place administrative measures to ensure the prompt resolution of applications. If applicants do not respond within the designated time period, USAC reviews the application based on the information available. *See* Request for Review of the Decision of the Universal Service Administrator by Marshall County School District, Moundsville, West Virginia, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., File Nos. SLD-220105, et al., CC Docket Nos. 96-45 and 97-21, 18 FCC Rcd 4520, 4522, Order, DA 03-764 para. 6 (rel. Mar. 13, 2003). Typically, applicants are required to respond to USAC's requests for additional information necessary to complete their application within 15 days of being contacted. *See* Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, Louisiana, et al., Schools and Libraries Universal Service Mechanism, File Nos. SLD-487170, et al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316-5317, FCC 06-54 para. 23 (rel. May 19, 2006) (Bishop Perry Order). *See* also Application Review posted in the SLD section of the USAC website. For those instances where USAC contacts the applicant in reference to a Selective Review Information Request, the applicant may be provided 30 days to comply with the request. This procedure is necessary to prevent undue delays during the application review process.

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Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1024944
Funding Request Number(s): 2782506, 2782516
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2782506, 2782516
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding requests. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding requests were denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
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the application process, including activities to ensure compliance with Federal Communications Commission rules and regulations. *See* 47 C.F.R. sec. 54.705(a)(1)(iii). To conduct these reviews, USAC has put in place administrative measures to ensure the prompt resolution of applications. If applicants do not respond within the designated time period, USAC reviews the application based on the information available. *See* Request for Review of the Decision of the Universal Service Administrator by Marshall County School District, Moundsville, West Virginia, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., File Nos. SLD-220105, et al., CC Docket Nos. 96-45 and 97-21, 18 FCC Rcd 4520, 4522, Order, DA 03-764 para. 6 (rel. Mar. 13, 2003). Typically, applicants are required to respond to USAC's requests for additional information necessary to complete their application within 15 days of being contacted. *See* Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, Louisiana, et al., Schools and Libraries Universal Service Mechanism, File Nos. SLD-487170, et al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316-5317, FCC 06-54 para. 23 (rel. May 19, 2006) (Bishop Perry Order). *See* also Application Review posted in the SLD section of the USAC website. For those instances where USAC contacts the applicant in reference to a Selective Review Information Request, the applicant may be provided 30 days to comply with the request. This procedure is necessary to prevent undue delays during the application review process.

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Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1024881
Funding Request Number(s): 2782355, 2782364, 2782378, 2782417
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2782355, 2782364, 2782378, 2782417
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding requests. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding requests were denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
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the application process, including activities to ensure compliance with Federal Communications Commission rules and regulations. *See* 47 C.F.R. sec. 54.705(a)(1)(iii). To conduct these reviews, USAC has put in place administrative measures to ensure the prompt resolution of applications. If applicants do not respond within the designated time period, USAC reviews the application based on the information available. *See* Request for Review of the Decision of the Universal Service Administrator by Marshall County School District, Moundsville, West Virginia, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., File Nos. SLD-220105, et al., CC Docket Nos. 96-45 and 97-21, 18 FCC Rcd 4520, 4522, Order, DA 03-764 para. 6 (rel. Mar. 13, 2003). Typically, applicants are required to respond to USAC's requests for additional information necessary to complete their application within 15 days of being contacted. *See* Request for Review of the Decision of the Universal Service Administrator by Bishop Perry Middle School, New Orleans, Louisiana, et al., Schools and Libraries Universal Service Mechanism, File Nos. SLD-487170, et al., CC Docket No. 02-6, Order, 21 FCC Rcd 5316-5317, FCC 06-54 para. 23 (rel. May 19, 2006) (Bishop Perry Order). *See* also Application Review posted in the SLD section of the USAC website. For those instances where USAC contacts the applicant in reference to a Selective Review Information Request, the applicant may be provided 30 days to comply with the request. This procedure is necessary to prevent undue delays during the application review process.

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Schools and Libraries Division
Universal Service Administrative Company



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2015-2016

December 07, 2017

Berish Ekstein
Bais Ruchel D'Satmar
76 Rutledge Street, 1st Floor
Brooklyn, NY 11211

Re: Applicant Name: BAIS RUCHEL D'SATMAR
Billed Entity Number: 16035574
Form 471 Application Number: 1024987
Funding Request Number(s): 2782664, 2782678
Your Correspondence Dated: May 26, 2017

After review of the information and documentation provided, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's funding commitment decision for the FCC Form 471 Application Number and funding requests number(s) (FRN(s)) referenced above. This letter provides an explanation for USAC's decision. The date of this letter also begins the sixty (60) day time period for appealing this decision. If your Letter of Appeal included more than one FCC Form 471 Application Number, please note that you will receive a separate decision for each funding application.

Funding Request Number(s): 2782664, 2782678
Decision on Appeal: **Denied**
Explanation:

- Upon review of the appeal and all relevant documentation, it has been determined that during the Program Integrity Assurance review process, Bais Ruchel D'Satmar (the District) failed to respond to the Administrator's Information Request dated June 9, 2016 to determine the eligibility of the above listed funding requests. The District was instructed that the request was time sensitive and that a response was expected within fifteen calendar days. As the District failed to respond, the funding requests were denied. In your appeal, you did not demonstrate or provide any evidence that USAC's decision was incorrect. Consequently, your appeal is denied.
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Schools and Libraries Division
Universal Service Administrative Company

**BAIS
RUCHEL
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בנשיאות כ"ק מרן אדמו"ר שליט"א



**ישיבה תורה ויראה
ובית רחל דרבינו יואל
מסאטמאר**

נתייסדה ע"י כ"ק מרן אדמו"ר הקוה"ט זי"ע

May 26, 2017

This is the correct appeal letter

To: Letter of Appeal
Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West - PO Box 685
Parsippany, NJ 07054-0685

From: Bais Ruchel D'Satmar
BEN # 16035574
info@centraluta.com
718-797-7888

We would like to appeal the decision by USAC to deny funding for FRNs 2782378, 2782417, 2782355 and 2782364 of form 471 # 1024881, FRNs 2782545, 2782598, 2782605 and 2782566 of form 471 # 1024961, FRNs 2782678 and 2782664 of form 471 # 1024987, FRNs 2782516 and 2782506 of form 471 # 1024944, FRN 2843042 of form 471 # 1042832 and FRN 2782141 of form 471 # 1024824.

On the FCDL dated December 5/25/2017 it states: *This FRN is denied because the funding request appears to be duplicative of a current year's FRN. Program rules prohibit USAC from funding the same products and services, to the same location in the same funding year. The applicant failed to respond to the Administrator's Information Request to address the issue. As such, the FRN is denied.*

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Following is copy of the spreadsheet we sent that pertains to the above FRNs:

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1024881	2782378	143033763	Jay Telecom Inc.	2 PRI	16044496
1024881	2782417	143033763	Jay Telecom Inc.	PTP	16044496 - 16035574
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1024961	2782545	143031065	Jet Wave Corp.	T1 - Internet Access	16035574
1024961	2782566	143031065	Jet Wave Corp.	4 PRI and Local and L.D. Lines	16035574, 16044499
1024824	2782141	143000677	Verizon Wireless (Cellco Partnership)	These are used for voice and data, we only applied for the voice part	
1042832	2843042	143036790	THE HOMEWORK HOTLINE INC	These are used for voice (With Unlimited service)	

Thank you

Berish Ekstein
Office Manager